

**House File 2046 - Introduced**

HOUSE FILE 2046

BY KAUFMANN

**A BILL FOR**

1 An Act restricting the issuance of a certificate of public  
2 convenience, use, and necessity for nuclear generating  
3 facility applicants until specified requirements are met.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. NEW SECTION.   **476A.7A Nuclear generating**  
2 **facilities — threshold determination requirements — general**  
3 **assembly approval.**

4     1. In addition to any other requirements for issuance of a  
5 certificate pursuant to this chapter, a certificate shall not  
6 be issued for the construction of a nuclear generating facility  
7 until the director of the department of natural resources  
8 certifies that an authorized agency of the federal government  
9 has identified and approved a demonstrable technology or  
10 means for disposal of high-level nuclear waste, and until  
11 construction of the facility has been specifically approved by  
12 a majority vote of both houses of the general assembly.

13     2. As used in this section, "*high-level nuclear waste*" means  
14 those aqueous wastes resulting from the operation of the first  
15 cycle of the solvent extraction system or equivalent and the  
16 concentrated wastes of the subsequent cycles or equivalent in  
17 a facility for reprocessing irradiated reactor fuel and shall  
18 include spent fuel assemblies prior to fuel reprocessing.

19                                   EXPLANATION

20                   The inclusion of this explanation does not constitute agreement with  
21                   the explanation's substance by the members of the general assembly.

22     This bill restricts the issuance of a certificate of public  
23 convenience, use, and necessity for nuclear generating facility  
24 applicants until specified requirements are met.

25     The bill provides that in addition to any other requirements  
26 for issuance of a certificate of public convenience, use, and  
27 necessity by the Iowa utilities board pursuant to Code chapter  
28 476A, a certificate shall not be issued for the construction  
29 of a nuclear generating facility until the director of the  
30 department of natural resources certifies that an authorized  
31 agency of the federal government has identified and approved  
32 a demonstrable technology or means for disposal of high-level  
33 nuclear waste, and until construction of the facility has been  
34 specifically approved by a majority vote of both houses of  
35 the general assembly. The bill defines "high-level nuclear

1 waste" to mean those aqueous wastes resulting from the  
2 operation of the first cycle of the solvent extraction system  
3 or equivalent and the concentrated wastes of the subsequent  
4 cycles or equivalent in a facility for reprocessing irradiated  
5 reactor fuel and including spent fuel assemblies prior to fuel  
6 reprocessing.